

UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF WASHINGTON  
AT SEATTLE

UNITED STATES OF AMERICA,	)	CASE NO. MJ 08-174
	)	
Plaintiff,	)	
	)	
v.	)	DETENTION ORDER
	)	
HOEUN SAUN YONG,	)	
	)	
Defendant.	)	
_____	)	

Offense charged: Felon in Possession of a Firearm; Possession of Cocaine with Intent to Distribute

Date of Detention Hearing: June 2 , 2008

The Court, having conducted a detention hearing pursuant to 18 U.S.C. § 3142(f), and based upon the factual findings and statement of reasons for detention hereafter set forth, finds that no condition or combination of conditions which defendant can meet will reasonably assure the appearance of defendant as required and the safety of other persons and the community.

FINDINGS OF FACT AND STATEMENT OF REASONS FOR DETENTION

1 Defendant's past criminal record includes assault with a deadly weapon, robbery,

01 firearms charges, and attempting to elude a police officer. The Complaint alleges that defendant  
02 was apprehended after fleeing the scene. During a search of the defendant's apartment, three  
03 handguns were allegedly recovered, one of which was verified as stolen. The AUSA alleges that  
04 defendant continued to sell drugs after release on related state charges, and failed to appear after  
05 being release from King County jail.

06       2. Defendant does not have a stable employment history and there is conflicting  
07 information about his residential history.

08       3. Defendant poses a risk of nonappearance due to his status as a Cambodian citizen,  
09 his affiliation with alias identification, lack of stable employment, questions about residential  
10 history, admission of controlled substance use, and a history of convictions for eluding police and  
11 attempts to flee to avoid arrest. He poses a risk of danger due to the nature and circumstances  
12 of the current charges, substance abuse issues and criminal history.

13       4. There does not appear to be any condition or combination of conditions that will  
14 reasonably assure the defendant's appearance at future Court hearings while addressing the danger  
15 to other persons or the community.

16 It is therefore ORDERED:

17       (1) Defendant shall be detained pending trial and committed to the custody of the  
18 Attorney General for confinement in a correction facility separate, to the extent  
19 practicable, from persons awaiting or serving sentences or being held in custody  
20 pending appeal;

21       (2) Defendant shall be afforded reasonable opportunity for private consultation with  
22 counsel;

01 (3) On order of a court of the United States or on request of an attorney for the  
02 Government, the person in charge of the corrections facility in which defendant is  
03 confined shall deliver the defendant to a United States Marshal for the purpose of  
04 an appearance in connection with a court proceeding; and

05 (4) The clerk shall direct copies of this Order to counsel for the United States, to  
06 counsel for the defendant, to the United States Marshal, and to the United States  
07 Pretrial Services Officer.

08 DATED this 3rd day of June, 2008.

09   
10 Mary Alice Theiler  
11 United States Magistrate Judge  
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